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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SMITH et al. Atty. Ref.: 2551-49; Confirmation No. 3620

Appl. No. 09/662,462 Group: 1634

Filed: September 15, 2000 Examiner: Goldberg

For: NUCLEIC ACID PROBES AND METHODS FOR DETECTING CLINICALLY
IMPORTANT FUNGAL PATHOGENS

* * * * *

December 3, 2003

OFFICE OF PUBLICATIONS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REQUEST

The Examiner is requested to return a completely initialed copy of the attached PTO-1449 Form, which was executed by the Examiner on April 2, 2001, and includes the OIPE date-stamp of February 1, 2001. Specifically, the PTO-1449 Form was returned without the Examiner's initials on the left-hand column next to the following citations: WO 98 11257 A, WO 99 06596 A, WO 96 21741 A, WO 98 50584 A, and WO 95 29260 A.

These documents were believed to be submitted with the PTO-1449 Form. The Examiner has not lined-through these references and it is believed that the lack of the Examiner's initials on the PTO-1449 Form was merely an oversight. For completeness however the Examiner is requested to return a completely initialed PTO-1449 Form as

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confirmation that these references have been considered and so that the same may be printed on the face of the patent issuing from this application. The Examiner is requested to contact the undersigned if anything further is required in this regard.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:


B. J. Sadoff
Reg. No. 36,663

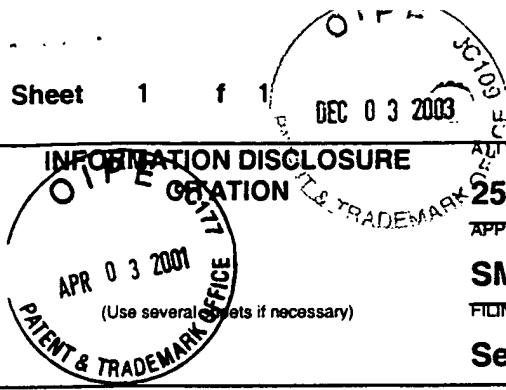
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INFORMATION DISCLOSURE CITATION		ATTY. DOCKET NO. 2551-49	SERIAL NO. 09/662,462
		APPLICANT SMITH et al.	
		FILING DATE September 15, 2000	GROUP -1645/1655
U.S. PATENT DOCUMENTS			
EXAMINER INITIAL <i>gj</i>	TRADEMARK DOCUMENT NUMBER 5,426,027	DATE 6/1995	NAME Lott et al
			CLASS 435 SUBCLASS 6
FOREIGN PATENT DOCUMENTS			
			TRANSLATION YES NO
DOCUMENT	DATE	COUNTRY	
WO 98 11257 A	3/1998	WO	
WO 99 06596 A	2/1999	WO	
WO 96 21741 A	7/1996	WO	
WO 98 50584 A	11/1998	WO	
WO 95 29260 A	11/1995	WO	
OTHER DOCUMENTS (including Author, Title, Date, Pertinent pages, etc.)			
<i>gj</i>	Fujita et al, "Microtitratin Plate Enzyme Immunoassay to Detect ...", Journal of Clinical Microbiology, U.S., Washington, D.C., Vol. 33, No. 4, 1 April 1995, pp. 962-967, XPOO2053345.		
<i>l</i>	Elie et al, "Rapid identification of Candida species with species-specific DNA probes", Journal of Clinical Microbiology, U.S., Washington, D.C., Vol. 36, No. 11, 1 Nov. 1998, pp. 3260-3265; XP002086007.		
<i>l</i>	Shin et al, "Rapid identification of up to three Candida species in a single ...", Journal of Clinical Microbiology, Vol. 37, No. 1, 1999, pp. 165-170, XP00874684.		
	Botelho and Planta, "Specific Identification of Candida albicans by hybridization ...", YEAST, Vol. 10, 1994, pp. 709-717, XP000874680.		
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	Database Genback [Online] Accession number (AC): Y14001, 1997 Zakikhani S and Kappe R: "Internal transcribed spaces (ITS1) of the ribosomal cluster of Candida albicans", XP002130403.		
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	Makimura et al, JCM, 1999, 37:920-924.		
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	Turenne et al, JCM, 1999; 37:1846-1851.		
	Jiang et al, JCM, 2000; 38:241-245.		
	Henry et al, JCM, 2000; 38:1510-1515.		
	Gupta et al, JCM, 2000; 38:1869-1875.		
<i>✓</i>	Tintelnot et al, JCM, 2000; 38:1599-1608.		
	Posteraro et al, JCM, 2000; 38:1609-1614.		
Eaminer <i>gj Goldberg</i>	Date Considered	<i>4/2/01</i>	

Eaminer: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application.

Sheet 1 f

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INFORMATION DISCLOSURE

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SECTION

2551-49

APPENDIX

SMITH et al.

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09/662,462

~~APR - 47~~

(Use several sheets if necessary)

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U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

TRANSLATION

DOCUMENT	DATE	COUNTRY	CLASS	SUBCLASS	YES	NO
894 870 A2	2/1999	EP			Abst.	
WO 93/23568	11/1993	PCT				
WO 97/36003	10/1997	PCT			Abst.	
642 588 A1	11/1993	EP			Abst.	

OTHER DOCUMENTS (including Author, Title, Date, Pertinent pages, etc.)

*Examiner

Date Considered

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Form PTO-FB-A820 (Also PTO-